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LC00517/SUB A
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2008

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A N A C T

RELATING TO CRIMINAL OFFENSES -- IMPERSONATION AND IDENTITY FRAUD

Introduced By: Senators Cote, and Lenihan

Date Introduced: January 15, 2008

Referred To: Senate Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 11-49.1-4 of the General Laws in Chapter 11-49.1 entitled
2 "Impersonation and Identity Fraud" is hereby amended to read as follows:

3 **11-49.1-4. Penalties.** – (a) Every person who violates the provisions of section 11-49.1-3
4 shall be imprisoned for not more than three (3) years and may be fined not more than five
5 thousand dollars (\$5,000), or both, for a first conviction.

6 (b) Every person who violates the provisions of section 11-49.1-3 ~~may~~ shall be
7 imprisoned for not less than three (3) years nor more than five (5) years and shall be fined not
8 more than ten thousand dollars (\$10,000), or both, for a second conviction.

9 (c) Every person who violates the provisions of section 11-49.1-3 shall be imprisoned for
10 not less than five (5) years nor more than ten (10) years and shall be fined not less than fifteen
11 thousand dollars (\$15,000), or both, for a third or subsequent conviction.

12 (d) Any person who violates Rhode Island general law subdivision 11-49.1-3(a)(1), by
13 knowingly and without lawful authority possessing or producing an identification document or a
14 false identification document, which is of a fictitious person, not reasonably associated with any
15 actual person, living or dead, without the intent to defraud and/or without intent to escape
16 detection or prosecution regarding any criminal matter, shall be guilty of a misdemeanor,
17 punishable by imprisonment for not more than six (6) months and/or fine of not more than five
18 hundred dollars (\$500) or both.

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1 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
A N A C T
RELATING TO CRIMINAL OFFENSES - - IMPERSONATION AND IDENTITY FRAUD

1 This act would mandate judges to impose specific sentences for a second conviction for
2 impersonation or identity fraud.

3 This act would take effect upon passage.

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